

REMARKS

Reconsideration of this application is respectfully requested.

This application has been reviewed in light of the Office Action of the United States Patent and Trademark Office dated March 24, 2005. Claims 1-6 and 8 are currently pending in the application. As indicated above, Claim 6 has been amended and Claim 7 has been cancelled without prejudice.

In the Office Action, the Examiner has now rejected Claims 6-7 under 35 U.S.C. § 103(a) as being unpatentable over *Smith et al.* (U.S. 5,923,327) in view of Screen Dumps of Netscape Communicator 4.75 (*Communicator*), and Claim 8 under 35 U.S.C. § 103(a) as being unpatentable over *Smith* in view *Communicator*, and further in view of *Kenagy et al.* (U.S. 5,842,124). Further, the Examiner has again rejected Claims 1-5 under 35 U.S.C. § 103(a) as being unpatentable over *Smith* in view of *Smethers* (U.S. 6,463,304 B2).

With regard to independent Claims 1 and 4, which were again rejected under 35 U.S.C. § 103(a) as being unpatentable over *Smith* in view of *Smethers*, the Examiner asserts that the combination of *Smith* in view of *Smethers* teaches all the recitations of Claims 1 and 4. However, it is respectfully submitted that the Examiner is incorrect.

Both independent Claims 1 and 4 recite downloading menu icon data. However, it is respectfully submitted that neither *Smith* nor *Smethers* teach this feature of Claims 1 and 4. Although the Examiner cites col. 11, lines 15-16 and col. 6, lines 61-62 as teaching this recitation, it is respectfully submitted that these sections merely teach downloading electronic business cards (EBCs) including contact information of other people, not downloading menu icon data. Further, this section teaches that icons may be received during a call from another user, but does not teach that they are *downloaded from a database*.

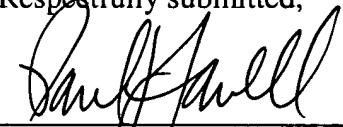
Additionally, column 9, line 66-column 10, line 8, as cited by the Examiner, does not teach that the menu icon data is downloaded from a database, but that fields of the EBC are editable. Therefore, it is respectfully submitted that the Examiner is incorrect in rejecting independent Claims 1 and 4 as being unpatentable over *Smith* in view of *Smethers*, and it is respectfully requested that the rejection be withdrawn.

With regard to the Examiner's rejection of Claim 6, as indicated above, Claim 6 has been amended to include the recitations of Claim 7. Therefore, Claim 6 now recites that a main menu configuration displayed on the display of the mobile telephone is changed to the edited menu configuration selected by the user. Accordingly, it is respectfully submitted that neither *Smith* nor *Communicator* teach this feature of amended Claims 6. That is, it is respectfully submitted that *Communicator* merely teaches creating bookmarks in a submenu for the USPTO computer system. *Communicator* does not teach editing the main menu of the display as recited in Claim 6. Therefore, it is respectfully requested that the rejection of Claim 6 be withdrawn.

Accordingly, because independent Claims 1, 4, and 6 are believed to be in condition for allowance, dependent Claims 2-3, 5, and 8 are also believed to be in condition for allowance as being dependent upon Claims 1, 4, and 6, respectively.

In view of the preceding amendments and remarks, it is respectfully submitted that all pending claims, namely Claims 1-6 and 8, are in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,



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